

16

No. 91-610-CFX  
Status: GRANTED

Title: Local 144 Nursing Home Pension Fund, et al.,  
Petitioners  
v.  
Nicholas Demisay, et al.

Docketed:

October 10, 1991

Court: United States Court of Appeals for  
the Second Circuit

Counsel for petitioner: Rose, Henry

Counsel for respondent: Richman, Ronald E.

| Entry | Date        | Note | Proceedings and Orders   |
|-------|-------------|------|--|
| 1     | Aug 20 1991 |      | Application for extension of time to file petition and order granting same until October 10, 1991 (Marshall, August 21, 1991).         |
| 2     | Oct 10 1991 | D    | Petition for writ of certiorari filed.   |
| 3     | Nov 13 1991 |      | DISTRIBUTED. November 27, 1991   |
| 4     | Nov 13 1991 |      | Brief of respondents Nicholas Demisay, et al. in opposition filed.   |
| 6     | Nov 13 1991 | G    | Motion of National Coordinating Committee for Multiemployer Plans for leave to file a brief as amicus curiae filed.                    |
| 5     | Nov 14 1991 | G    | Motion of Central States, et al. for leave to file a brief as amici curiae filed.  |
| 7     | Nov 21 1991 | X    | Reply brief of petitioners Local 144 Nursing Home Pension Fund, et al. filed.  |
| 8     | Dec 2 1991  |      | REDISTRIBUTED. December 6, 1991  |
| 9     | Dec 9 1991  | P    | The Solicitor General is invited to file a brief in this case expressing the views of the United States.                               |
| 11    | Jun 2 1992  | X    | Brief amicus curiae of United States filed.  |
| 10    | Jun 3 1992  |      | REDISTRIBUTED. June 19, 1992   |
| 12    | Jun 8 1992  | X    | Brief of respondents in opposition to the brief of the United States as amicus curiae filed.   |
| 13    | Jun 22 1992 |      | Motion of National Coordinating Committee for Multiemployer Plans for leave to file a brief as amicus curiae GRANTED.                  |
| 14    | Jun 22 1992 |      | Motion of Central States, et al. for leave to file a brief as amici curiae GRANTED.  |
| 15    | Jun 22 1992 |      | Petition GRANTED.<br>*****   |
| 17    | Jul 15 1992 |      | Order extending time to file brief of petitioner on the merits until August 26, 1992.  |
| 18    | Aug 5 1992  |      | Record filed.  |
|       |             | *    | Partial proceedings United States Court of Appeals for the Second Circuit.   |
| 19    | Aug 5 1992  |      | Record filed.  |
|       |             | *    | Original proceedings United States District Court for the Southern District of New York (1 Box)  |
| 20    | Aug 17 1992 | G    | Motion of petitioners to substitute Frank Russo, et al., etc. in place of Peter Ottley, deceased, and John Kelley, et al., etc. filed. |
| 21    | Aug 19 1992 |      | REDISTRIBUTED. September 28, 1992  |
| 22    | Aug 19 1992 |      | Joint appendix filed.  |

299

| Entry | Date        | Note   | Proceedings and Orders |
|-------|-------------|--|------------------------|
| 23    | Aug 26 1992 | Brief of petitioners Local 144 Nuřsing Home Pension Fund, et al. filed.  |                        |
| 24    | Aug 26 1992 | G Motion of Western Conference of Teamsters Pension Trust Fund for leave to file a brief as amicus curiae filed.                         |                        |
| 25    | Aug 26 1992 | G Motion of National Coordinating Committee for Multiemployer Plans for leave to file a brief as amicus curiae filed.                    |                        |
| 26    | Aug 26 1992 | G Motion of Central States, Southeast and Southwest Health and Pension for leave to file a brief as amici curiae filed.                  |                        |
| 27    | Aug 26 1992 | Brief amicus curiae of United States filed.  |                        |
| 29    | Sep 8 1992  | Order extending time to file brief of respondent on the merits until October 19, 1992.   |                        |
| 30    | Oct 5 1992  | Motion of petitioners to substitute Frank Russo, et al., etc. in place of Peter Ottley, deceased, and John Kelley, et al., etc. GRANTED. |                        |
| 31    | Oct 5 1992  | Motion of Western Conference of Teamsters Pension Trust Fund for leave to file a brief as amicus curiae GRANTED.                         |                        |
| 32    | Oct 5 1992  | Motion of National Coordinating Committee for Multiemployer Plans for leave to file a brief as amicus curiae GRANTED.                    |                        |
| 33    | Oct 5 1992  | Motion of Central States, Southeast and Southwest Health and Pension for leave to file a brief as amici curiae GRANTED.                  |                        |
| 35    | Oct 17 1992 | Brief of respondents Nicholas Demisay, et al. filed.   |                        |
| 36    | Nov 18 1992 | Reply brief of petitioners filed.  |                        |
| 37    | Nov 20 1992 | SET FOR ARGUMENT MONDAY, JANUARY 11, 1993.(1ST CASE.)  |                        |
| 38    | Nov 23 1992 | CIRCULATED.  |                        |
| 39    | Jan 11 1993 | ARGUED   |                        |